



A32040 PCT USA-A - 072876.0102

PATENT

#10
K. W. S.
03-01-00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Rudland et al. Examiner: Kaushal, S.
Serial No. : 09/173,821 Group Art Unit: 1633
Filed : October 6, 1998
For : CONDITIONALLY IMMORTALISED CELL LINES
DERIVED FROM TRANSGENIC ANIMALS

Assistant Commissioner for Patents
Washington, D.C. 20231

DECLARATION

Sir:

I, Rochelle Seide, attorney of record in the above-identified patent application,
declare that:

1. Deposit of biological material, NF2C and B2LT1, cited on page 16 of U.S. Application No. 09/173,821, has been made in a depository affording permanence of the deposit and ready accessibility thereto by the public if a patent is granted. The name and address of the depository is:

European Collection of Cell Cultures
CAMR (Center for Applied Microbiology and Research)
Salisbury, Wiltshire, SP4 OJG, England,

The dates of deposit and the Accession Number for the biological material is as follows:

| <u>Date</u> | <u>Cell Line</u> | <u>Accession Number</u> |
|-------------|------------------|-------------------------------|
| 09/27/96 | NF2C | 96092754 |
| 04/01/97 | B2LT1 | 97032720 (provisional number) |

2. The biological material that has been deposited is the biological material specifically identified in the above-mentioned application as filed;

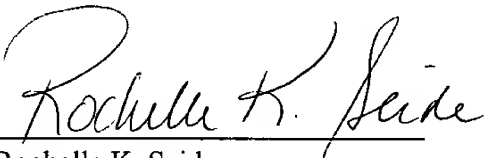
3. Access to the deposits will be available during pendency of the patent application to one determined by the Commissioner to be entitled thereto under 37 CFR § 1.14;

4. All restrictions on availability of said deposits to the public, except those restrictions expressly permitted under 37 CFR § 1.808 (b), will be irrevocably removed upon the granting of a patent based upon the above-captioned application and said deposits will remain permanently available for at least five years after the most recent request for the furnishing of a sample and, in any case, for a period of at least 30 years after the date of deposit, or for the enforceable life of the U.S. patent, whichever is longer; and

5. In the event that any of the deposits become non-viable or are inadvertently destroyed, such will be replaced with a viable deposit of the same biological material.

I declare further that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Dated: 2/17/00


Rochelle K. Seide
Patent Office Reg. No. 32,300
Attorney for Applicant